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CHESS FEDERATION, INC. and RANDALL D. HOUGH

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., *et al*,**

Plaintiffs,

v.

SUSAN POLGAR, *et al*,

Defendants.

Case No. 3:08-CV-05126-MHP

**DECLARATION OF SUMEENA BIRDI
IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO DEFENDANT
POLGAR'S MOTION TO COMPEL**

DATE: September 14, 2009

TIME: 2:00 p.m.

CTRM: 15, 18th Floor

JUDGE: The Hon. Marilyn H. Patel

SUSAN POLGAR,

Counter-Plaintiff,

v.

**BILL GOICHBERG, BILL HALL, RANDY
BAUER, JIM BERRY, KARL
KRONENBERGER,**

Third Party Defendants,

v.

RANDALL HOUGH,

Counter-Defendant.

Case No. 3:08-CV-05126-MHP

**DECL. OF S. BIRDI ISO PLAINTIFFS'
OPPOSITION TO MOTION TO COMPEL**

1 I, Sumeena Birdi, declare as follows:

2 1. I am a paralegal at the law firm of Kronenberger Burgoyne, LLP, counsel of
3 record for Plaintiffs United States of America Chess Federation, Inc. ("USCF") and
4 Randall D. Hough ("Plaintiffs"). Unless otherwise stated, I have personal knowledge of
5 the matters stated herein.

6 2. The subpoena served on Google by the USCF asked Google to provide
7 information on the identity of the owner of the Blog entitled, <http://uscf-said.blogspot.com>
8 ("Blog") and when it was created. Google responded with documents confirming that the
9 Blog was created on July 31, 2008. A true and correct copy of Google's response is
10 attached hereto as Exhibit A.

11 3. Documents provided by Google show that the email address
12 uscf_said@yahoo.com was used to create the Blog. The USCF served a subpoena on
13 Yahoo, Inc. to obtain the identity of the account holder associated with
14 uscf_said@yahoo.com. Yahoo responded with documents reflecting that the first login
15 to the uscf_said@yahoo.com account was using the IP address 128.95.225.11. A true
16 and correct copy of Yahoo, Inc.'s response is attached hereto as Exhibit B. The
17 University of Washington has confirmed that they own this IP address as reflected in the
18 letter attached hereto as Exhibit C. The USCF has produced logs from the USCF
19 forums reflecting Alexander using the same University of Washington IP Address to login
20 as himself to the USCF forums. (Bates Nos. USCF000615-USCF000650).

21 I declare under penalty of perjury under the laws of the United States of America
22 that the foregoing is true and correct and that this Declaration was executed on August
23 31, 2009, in San Francisco, California.

24 s/Sumeena Birdi
25 Sumeena Birdi

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ATTESTATION OF CONCURRENCE IN FILING

Pursuant to the General Order No. 45, section 45 X(B), for The United States District Court for the Northern District of California, I, Karl S. Kronenberger, hereby attest that the concurrence to the filing of this DECLARATION OF SUMEENA BIRDI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANT POLGAR'S MOTION TO COMPEL has been obtained from Sumeena Birdi who has provided the conformed signature above.

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